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KAGEYAMA, et al., 09/932,113
04 January 2006 Amendment
Responsive to 04 October 2005 Office Action

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REMARKS

This paper is responsive to any paper(s) indicated above, and is responsive in any other manner indicated below.

CONSIDERATION OF INFORMATION DISCLOSURE STATEMENT REQUESTED

Applicant's previously-submitted 08 March 2005 information disclosure statement (IDS) has not been acknowledged as having been considered, i.e., a copy of any Form(s) PTO-1449 has not been returned with Examiner Initialing to indicate consideration. For convenience, submitted herewith is another copy of any Form(s) PTO-1449 from Applicant's 08 March 2005 information disclosure statement (IDS).

Further, as it has been determined that U.S. Patent 6,535,189 corresponds JP-2001-034234 reference submitted 08 March 2005, submitted herewith is another Form PTO-1449 listing corresponding U.S. Patent 6,535,189.

Applicant specifically requests return of an Examiner-initialed copy of each Form PTO-1449 indicating that the information (i.e., references) has been considered. Applicant respectfully thanks the Examiner in advance for such initialing/consideration.

PENDING CLAIMS

Claims 1-32 were pending, under consideration and subjected to examination in the Office Action. Appropriate claims have been amended, canceled and/or added (without prejudice or disclaimer). Such changes are unrelated to any prior art or scope adjustment and are simply cancellation of any disputed claim(s) (without prejudice or disclaimer) to obtain a patent (without prejudice or disclaimer) on any

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allowable claim(s) as quickly as possible. Any disputed claim(s) may be pursued within a continuing application. At entry of this paper, Claims 4-8, 11, 17-24 and 31-32 will be pending for further consideration and examination in the application.

ALLOWED CLAIMS

Claims 4-8, 11, 17-24 and 31-32 have been allowed in the application, as indicated within the "Allowable Subject Matter" section on page 8 of the Office Action. Applicant and the undersigned respectfully thank the Examiner for such indication of allowable subject matter.

35 USC '103 REJECTIONS - OBSOLETE VIA CLAIM CANCELLATION

All '103 prior art rejections are respectfully traversed, but the present cancellation of such claims (without prejudice or disclaimer) to obtain a patent (without prejudice or disclaimer) on ones of the allowable claims as quickly as possible, has rendered such rejection(s) obsolete, and thus gratuitous traversal arguments concerning the rejection(s) are omitted for brevity. Further discussions/arguments concerning such rejection(s) are left for the future if/when appropriate. Based upon the following, reconsideration and withdrawal of such rejection(s) are respectfully requested.

The above statements, or any present cancellation of claims (without prejudice or disclaimer), should not be taken as an indication or admission that the rejection was valid, or as a disclaimer of any scope or subject matter, but is merely use of a procedural approach to obtain a patent (without prejudice or disclaimer) on ones of the allowable claims as quickly as possible.

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ALL CLAIMS IN CONDITION FOR ALLOWANCE

In view of the fact that all prior art rejected claims have now been canceled without prejudice or disclaimer, and in view of the fact that all remaining claims have either been already allowed, it is respectfully submitted that all presently pending claims are now in condition for allowance. A Notice of Allowance with respect to the present application is respectfully requested.

EXAMINER INVITED TO TELEPHONE

The Examiner is herein invited to telephone the undersigned attorneys at the local Washington, D.C. area telephone number of 703/312-6600 for discussing any Examiner's Amendments or other suggested actions for accelerating prosecution and moving the present application to allowance.

RESERVATION OF RIGHTS

It is respectfully submitted that any and all claim amendments and/or cancellations submitted within this paper and throughout prosecution of the present application are without prejudice or disclaimer. That is, any above statements, or any present amendment or cancellation of claims (all made without prejudice or disclaimer), should not be taken as an indication or admission that any objection/rejection was valid, or as a disclaimer of any scope or subject matter. Applicant respectfully reserves all rights to file subsequent related application(s) (including reissue applications) directed to any/all previously claimed limitations/features which have been subsequently amended or cancelled, or to

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any/all limitations/features not yet claimed, i.e., Applicant continues (indefinitely) to maintain no intention or desire to dedicate or surrender any limitations/features of subject matter of the present application to the public.

CONCLUSION

In view of the foregoing amendments and remarks, Applicant respectfully submits that the claims listed above as presently being under consideration in the application are now in condition for allowance.

To the extent necessary, Applicant petitions for an extension of time under 37 CFR '1.136. Authorization is herein given to charge any shortage in the fees, including extension of time fees and excess claim fees, to Deposit Account No. 01-2135 (Case No. 500.40528X00) and please credit any excess fees to such deposit account.

Based upon all of the foregoing, allowance of all presently-pending claims is respectfully requested.

Respectfully submitted,

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